

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ALABAMA

2016 OCT 31 PM 03:15

Inmate Identification Number: #178685Timothy Ray Hacker(Enter above the full name of the plaintiff
in this action)**NOTICE TO FILING PARTY***It is your responsibility to
notify the clerk in writing of any
address change.**Failure to notify the clerk may
result in dismissal of your case
without further notice.*

vs.

Willie ThomasJohn HuttonDavid RosemanChristopher Gordy(Enter above full name(s) of the defendant(s)
in this action)

CV-16-HS-1773-NE

ALL DEFENDANTS ARE TO
BE SUED IN THEIR OFFICIAL
AND INDIVIDUAL CAPACITY.

I. Previous lawsuits

- A. Have you begun other lawsuits in state or federal court(s) dealing with the same facts involved in this action or otherwise relating to your imprisonment?
 Yes () No ()

- B. If the answer to (A) is "yes," describe each lawsuit in the space below. (If there is more than one lawsuit, describe the additional lawsuit(s) on another piece of paper, using the same outline.)

1. Parties to this previous lawsuit:

Plaintiff: Timothy Ray HackerDefendant(s): Steven Bullard
Mr. Roundtree

2. Court (if Federal Court, name the district; if State Court, name the county)
Northern District Alabama
3. Docket number _____
4. Name of judge to whom case was assigned _____
5. Disposition (for example: Was the case dismissed? Was it appealed? Is it still pending?)
Dismissed
6. Approximate date of filing lawsuit 2003
7. Approximate date of disposition 2005

II. Place of present confinement Madison County Jail

- A. Is there a prisoner grievance procedure in this institution?
Yes No
- B. Did you present the facts relating to your complaint in the state prisoner grievance procedure?
Yes No
- C. If your answer is YES:
1. What steps did you take? _____

2. What was the result? _____

- D. If your answer is NO, explain why not: I am temporarily housed in the Madison County Jail.
This Complaint is Against ALABAMA
Dept. of Corrections officials
At Bibb County Correctional Facility
And Limestone Correctional Facility.

Claim # 1

On April 15th 2016 I informed Lt. Denise McKenzie that An inmate had been extorting money from me for the past several months.

I WAS PLACED in Administrative Segregation. During my time in Administrative Segregation

I WROTE many LETTERS And Requests to my CLASSIFICATION SUPERVISOR And to Warden Christopher Gordy At Limestone Correctional Facility. My CLASSIFICATION SUPERVISOR; Katie Bias told me that I would not be placed in Protective Custody And that I would be transferred to an enemy free population.

Letters and Requests sent to Warden Christopher Gordy were ANSWERED with the same response. I begged Warden Christopher Gordy And Classification SUPERVISOR Katie Bias to put me in Protective Custody At Limestone but they ignored

CLAIM # 1 cont

my pleas And had me transferred to another prison where I had unknown enemies which caused me to be violently sodomized by inmate Derrek Alexander on July 29th 2016.

Relief:

The Plaintiff Asks that this Court Rule that WARDEN Christopher Gordy And CLASSIFICATION SUPERVISOR Katie BiAS ignored my requests for protective custody And sent me to A prison where I had unknown enemies which led to me being violently sodomized by inmate Derrek Alexander.

The Plaintiff ALSO Asks that this Honorable court order the Defendants to place him in protective custody At Limestone Correctional facility where he has no known enemies.

CLAIM #2

On July 23rd 2016 I WAS Called to CLASSIF. CAT. ON A + Bibb County Correctional Facility. The reason I WAS CALLED TO CLASSIFICATION WAS FOR A PREA. PRISON RAPE Elimination ACT questionaire for an Audit that WAS going on, July 23rd-24th 2016.

I spoke with a classification specialist and told her that I WAS being threatened and HARRAISED by an inmate.

She called Lt. David Roseman and I told him that inmate Derrek Alexander WAS threatening me and harrassing me sexually. Lt. Roseman told me that he would have me moved to the fifth dorm when I WAS released from the Health Care Unit.

When I WAS released from the Health Care Unit, I WAS told to move back to my same bed that I WAS on before I WAS put in the health care unit. I told the officers at the shift

P.D.

office about my situation but they laughed at me and told me to go to my old bed assignment. This was on July 25th 2016. On July the 29th 2016 I WAS Sodomized by inmate Derrek Alexander.

SEVERAL DAYS LATER AFTER I WAS Sodomized I WAS PLACED IN THE HEALTH CARE UNIT AT B.BB COUNTY CORRECTIONAL FACILITY. I WAS PLACED IN THE HEALTH CARE UNIT BECAUSE I HAD SWELLING IN MY LEFT FOOT AND LEG DUE TO LYMPHOEDEMA. AFTER I WAS IN THE HEALTH CARE UNIT I REPORTED THE SEXUAL ASSAULT ON THE P.R.E.A. HOTLINE.

ON JULY 23RD AND 24TH I REPORTED THESE THREATS TO LT. DAVID ROSEMAN AND WARDEN WILLIE THOMAS AT A P.R.E.A. ADMINISTRATIVE AUDIT. I ALSO REPORTED THESE THREATS TO CPT JOHN HUTTON BEFORE I WAS SODOMIZED ON JULY 29TH 2016. NO ACTION WAS TAKEN.

I ALSO WROTE A "grievance
on July 23rd 2016 And placed
it in the "grievance box"
Addressed to Sgt. Sealey.
No ACTION WAS TAKEN.
Shortly Thereafter I WAS
SODOMIZED ON July 29th 2016.

Relief, The Plaintiff ASKS
that this Honorable Court
Rule that The Defendants
PLACE him in Protective
Custody due to the FACT
that the Plaintiff has
"unknown ENEMIES in The
General Population of The
ALABAMA Dept. of Corrections
The Defendants have
ignored all requests for
protection by the Plaintiff
which WAS clearly A Deliberate
~~Indifference~~ indifference Which
Resulted in the violent sexual
ASSAULT of the Plaintiff.

III. Parties.

In item (A) below, place your name in the first blank and place your present address in the second blank.

A. Name of Plaintiff(s) Timothy Ray Hacker
Madison County Jail
Address P.O. Box 2047
Huntsville, AL 35804

In item (B) below, place the full name of the defendant in the first blank, his official position in the second blank, and his place of employment in the third blank. Use Item (C) for the names, positions, and places of employment of any additional defendants.

B. Defendant Willie Thomas
Is employed as Warden
at Bibb County Correctional Facility

C. Additional Defendants John Hutton - Captain,
David Roseman - Lieutenant, Christopher
Gordy - Warden Limestone Correctional
Facility, Katie Bias - Classification
Limestone Corr. Facility

IV. Statement of Claim

State here, as briefly as possible, the FACTS of your case. Describe how each defendant is involved. Include also the names of other persons involved, dates and places. Do not give any legal arguments or cite any cases or statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. Use as much space as you need. Attach extra sheets, if necessary.

Continued extra paper

V. RELIEF

State briefly exactly what you want the court to do for you. Make no legal arguments. Cite no cases or statutes.

Continued

I declare under penalty of perjury that the foregoing is true and correct.

Executed on _____


SIGNATURE

ADDRESS Timothy Ray Hacker #63425
Madison Co. Jail
P.O. Box 2047
AIS # Huntsville, AL 35804

STATE AIS# 178485

Timothy Hecker 00003125 A
PO Box 20417
HSU, AL 35860-04

OFFICE OF
CLERK, UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ALABAMA
HUGO L. BLACK UNITED STATES COURTHOUSE
1729 - 5TH AVENUE NORTH
BIRMINGHAM, ALABAMA 35203-2040

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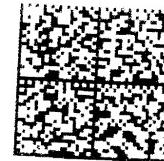
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SECURITY

OCT 31 2016

U.S. DISTRICT COURT
NORTHERN DISTRICT OF ALABAMA

Clerk, USDC
Room 140
729 Fifth Avenue North
Birmingham, AL 35203



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